THE HONORABLE JAMES L. ROBART

4 | 5 | 6 | |

1

2

3

7

8

9

20

21

22

23

24

25

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

MICROSOFT CORPORATION, Case No. C10-1823-JLR 10 Plaintiff, (Proposed) ORDER DENYING VS. 11 RESEARCH IN MOTION'S MOTION 12 MOTOROLA, INC., et al., TO SEAL TERMS OF PATENT LICENSE AGREEMENTS AND TO 13 Defendants. **DENY MICROSOFT IN-HOUSE** COUNSEL ACCESS TO THE 14 MOTOROLA MOBILITY LLC, et al., **AGREEMENTS** 15 Plaintiffs, NOTED: November 9, 2012 16 VS. 17 MICROSOFT CORPORATION, 18 Defendants. 19

This matter came before the Court on Non-parties Research in Motion Limited and Research in Limited Corporation's (collectively "RIM") Motion to Seal Terms of Patent License Agreements and to Deny Microsoft's In-House Counsel Access to the Agreements.

The Court has considered the following pleadings:

1. RIM's Motion to Seal Terms of Patent License Agreements and to Deny

Microsoft's In-House Counsel Access to the Agreements;

(Proposed) ORDER DENYING RESEARCH IN MOTION'S MOTION TO SEAL TERMS OF PATENT LICENSE AGREEMENTS AND TO DENY MICROSOFT IN-HOUSE COUNSEL ACCESS TO THE AGREEMENTS - 1

1	2. Decla	ration of Michael J. Crowley in Support of RIM's Motion to Seal Terms	
2	of Patent License Agreements and to Deny Microsoft's In-House Counsel Access to the		
3	Agreements;		
4	3. Micro	soft's Response to RIM's Motion to Seal Terms of Patent License	
5	Agreements and to Deny Microsoft's In-House Counsel Access to the Agreements;		
6	4. Decla	ration of T. Andrew Culbert in Support of Microsoft's Response to RIM's	
7	Motion to Seal Terms of Patent License Agreements and to Deny Microsoft's In-House		
8	Counsel Access to the Agreements;		
9	5.		
10	6.		
11	7.		
12	8.		
13	The Court therefore deems itself fully advised. Now, therefore,		
14	IT IS	ORDERED that	
15	1. RIM's	s Motion to Seal the Motorola-RIM License Agreements is DENIED,	
16	except as to the pricing, royalty, or other financial terms contained therein; and		
17	2. RIM's	s Motion to Amend the Amended Protective Order currently in place in	
18	this action is DENIED.		
19	DONE IN OF	PEN COURT this day of, 2012.	
20		HONODA DI FILANCIA I DODA DE	
21	HONORABLE JAMES L. ROBART Presented by:		
22	CALFO HARRIGAN LEYH & EAKES LLP		
23	By /s/ Arthur W. Harrigan, Jr.		
24	Arthur W. Harrigan, Jr., WSBA #1751 Christopher Wion, WSBA #33207		
25		mer, WSBA #35099	
	(Proposed) ORDER DENYING RESEARCH IN		

MOTION'S MOTION TO SEAL TERMS OF PATENT LICENSE AGREEMENTS AND TO DENY MICROSOFT IN-HOUSE COUNSEL ACCESS TO THE AGREEMENTS - 2

1	T. Andrew Culbert, WSBA #35925
2	David E. Killough, WSBA #40185 MICROSOFT CORPORATION
3	1 Microsoft Way Redmond, WA 98052
4	Phone: 425-882-8080; Fax: 425-869-1327
5	David T. Pritikin, <i>Pro Hac Vice</i> Richard A. Cederoth, <i>Pro Hac Vice</i>
6	Constantine L. Trela, Jr., Pro Hac Vice
7	Douglas I. Lewis, <i>Pro Hac Vice</i> John W. McBride, <i>Pro Hac Vice</i>
8	Ellen S. Robbins, <i>Pro Hac Vice</i> SIDLEY AUSTIN LLP
9	One South Dearborn Chicago, IL 60603
10	
11	Brian R. Nester, <i>Pro Hac Vice</i> Carter G. Phillips, <i>Pro Hac Vice</i>
12	SIDLEY AUSTIN LLP 1501 K Street NW
13	Washington, DC 20005 Telephone: 202-736-8000; Fax: 202-736-8711
14	
15	Counsel for Microsoft Corporation
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	

1	CERTIFICATE OF SERVICE				
	I, Linda Bledsoe, swear under penalty of perjury under the laws of the State of				
2	Washington to the following:				
3 4	1. I am over the age of 21 and not a party to this action.				
5	2. On the 7 th day of November, 2012, I caused the preceding document to be				
6	served on counsel of record in the following manne	er:			
7	Attorneys for Motorola Solutions, Inc., and Mot	torola Mobility, Inc.:			
8	Ralph Palumbo, WSBA #04751 Philip S. McCune, WSBA #21081	Massangan			
9	Lynn M. Engel, WSBA #21081 Summit Law Group	Messenger US Mail Facsimile			
10	315 Fifth Ave. South, Suite 1000 Seattle, WA 98104-2682	X ECF			
11	Telephone: 206-676-7000 Email: Summit1823@summitlaw.com				
12	Difference of the second secon				
13	Steven Pepe (pro hac vice) Jesse J. Jenner (pro hac vice)	Messenger US Mail			
14	Ropes & Gray LLP	Facsimile			
15	1211 Avenue of the Americas New York, NY 10036-8704	X ECF			
16	Telephone: (212) 596-9046 Email: steven.pepe@ropesgray.com				
17	Email: jesse.jenner@ropesgray.com				
18	Norman II Daaman (nua haa viaa)	Massangan			
19	Norman H. Beamer (pro hac vice) Ropes & Gray LLP	Messenger US Mail			
20	1900 University Avenue, 6 th Floor East Palo Alto, CA 94303-2284	Facsimile X ECF			
21	Telephone: (650) 617-4030 Email: norman.beamer@ropesgray.com				
22					
23					
24					

25

1	Paul M. Schoenhard (pro hac vice) Messenger Ropes & Gray LLP US Mail
2	One Metro Center Facsimile 700 12 th Street NW, Suite 900 X ECF
3	Washington, DC 20005-3948 Telephone: (202) 508-4693
4	Email: Paul.schoenhard@ropesgray.com
5	DATED this 7 th day of November, 2012.
6	
7	s/ Linda Bledsoe
8	LINDA BLEDSOE
9	
10	
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	

(Proposed) ORDER DENYING RESEARCH IN MOTION'S MOTION TO SEAL TERMS OF PATENT LICENSE AGREEMENTS AND TO DENY MICROSOFT IN-HOUSE COUNSEL ACCESS TO THE AGREEMENTS - 5

25